

# Frederick County Planning Commission

## Meeting Summary

### December 16, 2009

9:30 A.M.

MORNING SESSION

#### **ANNUAL REPORT ..... RECOMMENDATION**

[Annual Report 2008](#) - [Staff presented the 2008 Annual Report](#), which highlights the Planning Division's projects and activities for 2008. Staff requested concurrence/approval by the Commission to forward the report to the State. (Eric Soter, Jim Gugel)

*MOTION:* Commissioner White made a motion to approve the 2008 Annual Report and forward, with recommended corrections, to the State.

**White / 2<sup>nd</sup> Wolfe – Approved 7-0-0-0**

**Yea - 7** (Floyd, Brown, Forrence, Hagen, McClurkin, White, Wolfe), **Nay - 0, Absent - 0, Abstain - 0**

TS - 00:27:42

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#### **ZONING TEXT AMENDMENT ..... RECOMMENDATION**

[Parking, Landscaping, and Lighting Draft Text Amendment \(ZT-09-06\)](#) A public hearing was held regarding the proposed zoning text amendment. The amendments are intended to formalize policy, and provide for consistent, complete and effective development application review regarding parking, landscaping, and lighting. (Mark Depo, Shawna Lemonds)

*MOTION:* Commissioner White made a motion to recommend approval of ZT-09-06 to the BoCC.

**White / 2<sup>nd</sup> Brown – Approved 6-0-0-1**

**Yea - 6** (Floyd, Brown, Forrence, McClurkin, White, Wolfe), **Nay - 0, Absent - 0, Abstain - 1** (Hagen)

TS - 01:35:44

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*MOTION:* Commissioner White made a motion to have the BoCC consider allowing the use of impervious surfaces paving in more than just the overflow parking areas **and** the use of timed lighting be considered as a possible requirement in instance where it would be appropriate, to include motion sensitive lighting.

**White / 2<sup>nd</sup> Brown – Approved 6-0-0-1**

**Yea - 6** (Floyd, Brown, Forrence, McClurkin, White, Wolfe), **Nay - 0, Absent - 0, Abstain - 1** (Hagen)

TS - 01:36:21

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*MOTION:* Commissioner White made a motion to have the BoCC consider allowing a single term "private institutional facilities" be used to replace the language such as "places of worship childcare, nursery school" or *like ilk* throughout the code.

**White / 2<sup>nd</sup> Forrence – Approved 4-1-0-2**

**Yea - 4** (Floyd, Forrence, McClurkin, White), **Nay - 1** (Wolfe), **Absent - 0, Abstain - 2** (Brown, Hagen)

TS - 01:39:09

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#### **ZONING TEXT AMENDMENT ..... RECOMMENDATION**

[Child Care Center / Nursery School \(ZT-09-07\)](#) A public hearing was held regarding the proposed zoning text amendment. The amendments are intended to permit Child Care Center/Nursery School as an accessory use to a Place of Worship and to permit Child Care Center/Nursery School as a permitted special exception in the Agricultural zoning district. (Eric Soter, Shawna Lemonds)

*MOTION:* Commissioner White made a motion to recommend denial of ZT-09-07 amendment to the BoCC.

**White / 2<sup>nd</sup> Forrence – Failed 2-4-1-0**

**Yea - 2** (Forrence, White), **Nay - 4** (Brown, Floyd, McClurkin, Wolfe), **Absent - 1** (Hagen), **Abstain - 0**

TS - 04:50:54

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*MOTION:* Commissioner Brown made a motion to recommend approval ZT-09-07 zoning text amendment to the BoCC.

**Brown / 2<sup>nd</sup> Wolfe – Approved 4-2-1-0**

**Yea - 4 (Brown, Floyd, McClurkin, Wolfe), Nay - 2 (Forrence, White), Absent - 1 (Hagen), Abstain - 0**

TS - 04:51:15

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*MOTION:* Commissioner Brown made a motion to eliminate the 10% restriction used in the calculation of square footage of childcare facilities from 230.3A portion of the code.

**Brown / 2<sup>nd</sup> Wolfe – Approved 6-0-1-0**

**Yea - 6 (Brown, Floyd, Forrence, McClurkin, White, Wolfe), Nay - 0, Absent - 1 (Hagen), Abstain - 0**

TS - 04:51:56

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**ZONING TEXT AMENDMENT ..... RECOMMENDATION**

Village Center Footprint Modification (ZT-09-08) A public hearing was held regarding the proposed zoning text amendment. The amendments are intended to permit the Planning Commission to increase the maximum footprint above 8,000 square feet for institutional uses within growth area communities (Eric Soter, Shawna Lemonds)

*MOTION:* Commissioner White made a motion to recommend approval of ZT-09-08 zoning text amendment to the BoCC.

**White / 2<sup>nd</sup> Wolfe – Approved 4-1-1-1**

**Yea - 4 (Floyd, McClurkin, White, Wolfe), Nay - 1 (Brown), Absent - 1 (Hagen), Abstain - 1 (Forrence)**

TS - 05:27:09

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**AGRICULTURAL PRESERVATION- INSTALLMENT PURCHASE PROGRAM..... FINDING**

Review the FY10 IPP Easement applications for consistency with the comprehensive plan designation. (Staff - Tim Blaser, Anne Bradley)

*MOTION:* Commissioner Brown made a motion for a Finding of Consistency - 05:34:32

**Brown / 2<sup>nd</sup> White – Approved 6-0-1-0**

**Yea - 6 (Floyd, Brown, Forrence, McClurkin, White, Wolfe), Nay - 0, Absent - 1 (Hagen), Abstain - 0**